## **JC07** Rec'd PCT/PTO 18 APR 2005

| FORM PTC<br>(REV. 1-200  |   |   |  |  |  |  |  |  |  |  |  |
|--|---|---|--|--|--|--|--|--|--|--|--|
| (REV. 1-200  | TRANSMITTAL LETTER TO THE UNITED STATES   | 514413-3952 U.S. APPLICATION NO. (If known see 37 C.F.R. 1.5)   |  |  |  |  |  |  |  |  |  |
| DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371   |   |   |  |  |  |  |  |  |  |  |  |
| 1  | ATIONAL APPLICATION NO. INTERNATIONAL FILING D PCT/EP2003/010898 1 October 2003   | ATE PRIORITY DATE CLAIMED  19 October 2002  |  |  |  |  |  |  |  |  |  |
|  |   | OXYPHENOXYPROPIONATES AND   |  |  |  |  |  |  |  |  |  |
| SAFENERS AND THEIR USE FOR INCREASING WEED CONTROL   |   |   |  |  |  |  |  |  |  |  |  |
| APPLICANT(S) FOR DO/EO/US HACKER, Erwin; BIERINGER, Hermann; HUFF, Hans Philipp and WILLMS, Lothar   |   |   |  |  |  |  |  |  |  |  |  |
| Applicants herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:   |   |   |  |  |  |  |  |  |  |  |  |
| 1. This is a FIRST submission of items concerning a filing under 35 U.S.C. 371.  |   |   |  |  |  |  |  |  |  |  |  |
| 2. 🗆   | This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371.   |   |  |  |  |  |  |  |  |  |  |
| 3.  This is an express request to promptly begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below. |   |   |  |  |  |  |  |  |  |  |  |
| 4. 🛛   | The US has been elected.  |   |  |  |  |  |  |  |  |  |  |
| 5. 🛛   | A copy of the International Application as filed (35 U.S.C. 371(c)(2))  |   |  |  |  |  |  |  |  |  |  |
|  | <ul> <li>a.  is attached hereto (required only if not communicated by the International Bureau).</li> <li>b.  has been communicated by the International Bureau.</li> <li>c.  is not required, as the application was filed in the United States Receiving Office (RO/US).</li> </ul>   |   |  |  |  |  |  |  |  |  |  |
| 6. 🛛   | An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).  |   |  |  |  |  |  |  |  |  |  |
| 7. 🔲   | <ul> <li>a.  is attached hereto.</li> <li>b.  has been previously submitted under 35 U.S.C. 154(d)(4).</li> <li>Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))</li> <li>Amendments to the claims of the International Application under PCT Article 34 (35 U.S.C. 371(c)(3))</li> </ul> |   |  |  |  |  |  |  |  |  |  |
| -  | <ul> <li>a.  are attached hereto (required only if not communicated by the International Bureau).</li> <li>b.  have been communicated by the International Bureau.</li> <li>c.  have not been made; however, the time limit for making such amendments has NOT expired.</li> <li>d.  have not been made and will not be made.</li> </ul>      |   |  |  |  |  |  |  |  |  |  |
| 8.     □<br>   | A English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)). A English language translation of the amendments to the claims under PCT Article 34 (35 U.S.C. 371(c)(3)).   |   |  |  |  |  |  |  |  |  |  |
| 9. 🛛   | An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4) (sign  | ned) .  |  |  |  |  |  |  |  |  |  |
| 10.  | An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).  |   |  |  |  |  |  |  |  |  |  |
| Items 1  | 1 to 20 below concern document(s) or information included:  |   |  |  |  |  |  |  |  |  |  |
| 11. 🖂  | An Information Disclosure Statement under 37 CFR 1.97 and 1.98  |   |  |  |  |  |  |  |  |  |  |
| 12. 🖂  | An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.   |   |  |  |  |  |  |  |  |  |  |
| 13. 🛛  | A preliminary amendment.  | EXPRESS MAIL  |  |  |  |  |  |  |  |  |  |
| 14.  | An Application Datasheet under 37 CFR 1.76.   | Mailing Label Number: <u>EV 723349235 US</u>  |  |  |  |  |  |  |  |  |  |
| 15.  | A substitute specification.   | Date of Deposit: 18 April 2005  |  |  |  |  |  |  |  |  |  |
| 16.  | A power of attorney and/or change of address letter.  | I hereby certify that this paper or fee is being deposited with the United States Postal Service  |  |  |  |  |  |  |  |  |  |
| 17.  | A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 – 1.825.  | "Express Mail Post Office to Addressee" Service under 37 CFR 1.10 on the date indicated above and is addressed to: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.  (Typed or printed name of person mailing paper or fee)  (Signature of person mailing paper or fee) |  |  |  |  |  |  |  |  |  |
| 18.  | A second copy of the published international application under 35 U.S.C. 154(d)(4).   |   |  |  |  |  |  |  |  |  |  |
| 19.  | A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).   |   |  |  |  |  |  |  |  |  |  |
| 20. 🛛  | Other items or information: PCT/ISA/210, PCT/RO/101, PCT/IPEA/416, PCT/IB/308, English translation of amended claims and REFS. CITED THEREIN  |   |  |  |  |  |  |  |  |  |  |

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| U.S. APPLICATION NO  | 7(15tno 3)                            | 183                                   | <b>]</b>      | INTERNATIONAL APPLICATION NO. PCT/EP2003/010898 |                     |                           | ATTORNEY'S DOCKET NO.<br>514413-3952 |        |  |  |
|--|---------------------------------------|---------------------------------------|---------------|---|---------------------|---------------------------|--------------------------------------|--------|--|--|
| 21.  |                                       |                                       |               |   |                     | CALCULATIONS PTO USE ONLY |                                      |        |  |  |
| BASIC NATIONA<br>Neither international p<br>nor international searce<br>and International Searce   | preliminary e<br>ch fee (37CF         |                                       |               |   |                     |                           |                                      |        |  |  |
| and International Search Report not prepared by the EPO or JPO \$1110.00  International preliminary examination fee (37 C.F.R. 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO \$950.00  |                                       |                                       |               |   |                     |                           |                                      |        |  |  |
| International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO \$790.00  |                                       |                                       |               |   |                     |                           |                                      |        |  |  |
| International preliminary examination fee paid to USPTO (37 CFR 1.482) but all claims did not satisfy provisions of PCT Article 33(1)-(4) \$750.00   |                                       |                                       |               |   |                     |                           |                                      |        |  |  |
| International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(1)-(4) \$100.00   |                                       |                                       |               |   |                     |                           |                                      |        |  |  |
| ENTER APPROI   | PRIATE I                              | BASIC FE                              | EE A          | MOUNT =   |                     | \$ 950.00                 |                                      |        |  |  |
| Surcharge of \$130.00 months from the earl   | 0 for furnis                          | hing the oa                           | h or          | declaration later tl                            | han 20 30           | \$                        |                                      |        |  |  |
| CLAIMS   |                                       | R FILED                               | $\overline{}$ | UMBER EXTRA                                     | RATE                | \$                        |                                      |        |  |  |
| Total Claims   | <u>10</u> - 20                        |                                       | <u> </u>      | <u>0</u>  | x \$18.00/\$9.00    | \$                        |                                      |        |  |  |
| Independent Claims   | <u>1</u> - 3 =                        |                                       | L             | <u>0</u>  | x \$86.00/\$43.00   | \$                        |                                      |        |  |  |
| MULTIPLE DEPEN   | · · · · · · · · · · · · · · · · · · · |                                       |               |   | + \$290.00/\$290.00 | \$                        |                                      |        |  |  |
|  |                                       |                                       |               |   | CULATIONS =         | \$ 950                    | .00                                  |        |  |  |
| Applicant claims above are reduced by  |                                       | ty status. S                          | ee 37         | C.F.R. 1.27. The                                | e fees indicated +  | \$                        |                                      | i      |  |  |
| -  |                                       | · · · · · · · · · · · · · · · · · · · |               | :   | SUBTOTAL =          | \$ 950                    | .00                                  |        |  |  |
| Processing fee of \$13 months from the earl  |                                       |                                       |               |   | ter than 20 30      | \$                        |                                      |        |  |  |
|  |                                       |                                       |               |   | TIONAL FEE =        | \$ 950                    | .00                                  |        |  |  |
| Fee for recording the er<br>accompanied by an app  | nclosed assig<br>propriate cove       | nments (37 (<br>er sheet (37 (        | CFR 3         | .28, 3.31). \$40.00 pe                          | er property +       | \$ 40.0                   | · ·                                  |        |  |  |
|  |                                       |                                       |               | TOTAL FEES                                      | S ENCLOSED =        | \$ 990.                   |                                      |        |  |  |
|  |                                       |                                       |               |   |                     |                           | nt to be<br>nded:                    | \$     |  |  |
| <del> </del>   |                                       |                                       |               |   |                     | Chai                      | rged:                                | \$     |  |  |
| a. A check in the amount of \$ 990.00 to cover the above fees is enclosed.   |                                       |                                       |               |   |                     |                           |                                      |        |  |  |
| b. Please charge my Deposit Account No in the amount of \$ to cover the above fees.  A duplicate copy of this sheet is enclosed.   |                                       |                                       |               |   |                     |                           |                                      |        |  |  |
| c.  The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>50-0320</u> . A duplicate copy of this sheet is enclosed.                 |                                       |                                       |               |   |                     |                           |                                      |        |  |  |
| d. Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038. |                                       |                                       |               |   |                     |                           |                                      |        |  |  |
| NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status                     |                                       |                                       |               |   |                     |                           |                                      |        |  |  |
| SEND ALL CORRESPONDENCE TO: William F. Lawrence, Esq. Frommer Lawrence & Haug LLP  |                                       |                                       |               |   |                     |                           |                                      |        |  |  |
| 745 Fifth Avenue William F. Lawren   |                                       |                                       |               |   |                     | e, Esq.                   | , Reg. No.                           | 28,029 |  |  |
| New York, New Y<br>Dated: 18 Apr   |                                       |                                       |               |   |                     |                           |                                      |        |  |  |
|  |                                       |                                       |               |   |                     |                           |                                      |        |  |  |